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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission 3

Application Number	10/695,291
Filing Date	October 28, 2003
First Named Inventor	Hua Tang
Art Unit	1617
Examiner Name	Carlic Huynh
Attorney Docket No.	J&J-102US

ENCLOSURES (Check all that apply)

Fee Transmittal Form
 Fee Attached

Amendment/Reply
 After Final
 Affidavits/Declaration(s)

Extension of Time Request

Express Abandonment Request

Information Disclosure Statement

Certified Copy of Priority Document(s)

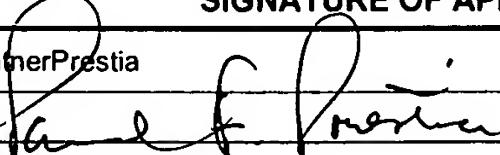
Response to Missing Parts/
Incomplete Application
 Response to Missing Parts
under 37 CFR 1.52 or 1.53

Drawing(s)
 Licensing-related Papers
 Petition
 Petition to Convert to a
Provisional Application
 Power of Attorney, Revocation,
Change of Correspondence
Address
 Terminal Disclaimer
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 CD, Number of CD(s) _____
 Landscape Table on CD

After Allowance Communication
to TC
 Appeal Communication to Board
of Appeals and Interferences
 Appeal Communication to TC
(Appeal Notice, Brief, Reply
Brief)
 Proprietary Information
 Status Letter
 Other Enclosure(s) (please
identify below): Return postcard

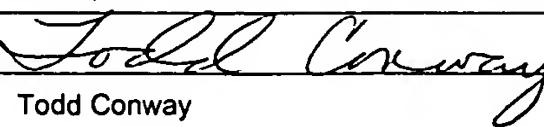
Remarks:

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm Name	RainerPrestia		
Signature			
Printed Name	Paul F. Prestia		
Date	December 15, 2006	Registration No.	23,031

CERTIFICATE OF TRANSMISSION / MAILING

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Signature			
Typed or Printed Name	Todd Conway	Date	December 15, 2006

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Appn. No.: 10/695,291
Response Dated December 15, 2006
Reply to Office Action of November 15, 2006

J&J-102US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No: 10/695,291
Applicant: Hua Tang et al.
Filed: October 28, 2003
Title: PROPOFOL WITH CYSTEINE
TC/A.U.: 1617
Examiner: Carlic Huynh
Confirmation No.: 3947
Docket No.: J&J-102US

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S I R :

This is in response to the Restriction Requirement stated in the Office Letter dated **November 15, 2006**.

The Office Action requires the claims of either Group I (claims 1-8 and 10-17) or Group II (claim 9) be elected for prosecution. Applicants elect to prosecute Group I. Applicants' election is made without traverse.

The Office Action further requires Applicants to elect (1) a single disclosed species of an excipient; and (2) a single disclosed species of a local anesthetic for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable. The Office Action identifies claims 4, 10-12, 14-15, and 17 as generic claims.

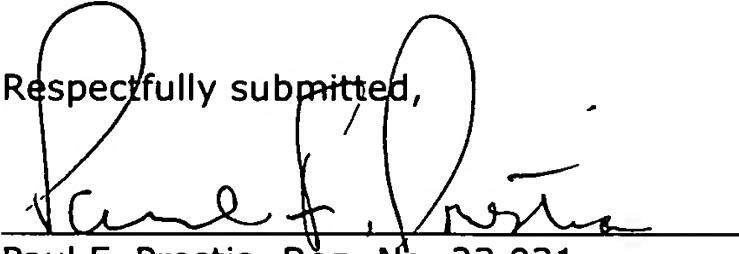
Applicants hereby elect (1) cysteine as an excipient; and (2) lidocaine as a local anesthetic. Applicants respectfully submit that pending claims 1-8 and 10-17 are generic to the first elected species and that claim 10 is generic to the second elected species.

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Accordingly, as a result of the elections made herein, claims 1-8 and 10-17 are the claims to be considered.

Respectfully submitted,


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Attorneys for Applicants

PFP/PEG/tc

Dated: December 15, 2006

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The Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. 18-0350 of any fees associated with this communication.

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Todd Conway

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